



**STATE OF DELAWARE
DEPARTMENT OF JUSTICE**



NEW CASTLE COUNTY

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Wilmington, DE 19801
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Civil Division (302) 577-8400
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KENT COUNTY

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SUSSEX COUNTY

114 E. Market Street
Georgetown, DE 19947
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PLEASE REPLY TO:

June 20, 2006

VIA CM/ECF

The Honorable Kent A. Jordan
United States District Court
J. Caleb Boggs Federal Building
844 N. King Street
Room 6325
Lock Box 10
Wilmington, DE 19801

Re: Julian A. Miller v. Taylor, et al.;
C.A. No. 04-1367-KAJ

Dear Judge Jordan:

This letter is to inform this Honorable Court and counsel for the Plaintiff, that the State Defendants, Commissioner Stanley Taylor and Warden Thomas Carroll waive their rights to file a Reply Brief in relation to their currently pending Motion to Dismiss (D.I. # 22). Accordingly, briefing on the issues raised therein is now completed.

Additionally, the State Defendants do not oppose Plaintiff's Motion for Leave to Amend the Complaint (D.I. # 39), Motion for Default Judgment Against Dr. Alie (D.I. # 38), and Motion for Extension of Time to File an Affidavit of Merit (D.I. # 42). Similarly, the State Defendants waive their rights to file opposition to these motions.

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Counsel for State Defendants stands ready to address any remaining matters at the call of this Honorable Court.

Respectfully Submitted,

/s/ Aaron R. Goldstein
Aaron R. Goldstein
Deputy Attorney General

CC: Sean P. Hayes, Esquire (via e-filing)